

JOURNAL OF THE HOUSE

SECOND REGULAR SESSION, 90th GENERAL ASSEMBLY

FIFTY-FIFTH DAY, MONDAY, APRIL 17, 2000

Speaker Pro Tem Kreider in the Chair.

Prayer by Reverend Rudy Beard.

Almighty God, as the new week begins, we pause to give You our thanksgiving for Your blessings. Keep these men and women of the House, and those who help them, in Your peace. As their work intensifies, strengthen them with stamina, kindness and a strong dose of good humor.

To You be glory and honor forever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kristine Kloss and Colin Duckworth.

The Journal of the fifty-fourth day was approved as corrected by the following vote:

AYES: 086

Abel	Auer	Backer	Barry 100	Berkowitz
Bonner	Boucher 48	Boykins	Bray 84	Britt
Brooks	Campbell	Clayton	Crump	Curls
Davis 122	Davis 63	Days	Dougherty	Farnen
Fitzwater	Foley	Ford	Franklin	Fraser
Gambaro	George	Graham 24	Gratz	Green
Griesheimer	Gunn	Hagan-Harrell	Hampton	Harlan
Hickey	Hilgemann	Hollingsworth	Hosmer	Kelly 27
Kennedy	Kissell	Koller	Kreider	Lakin
Lawson	Leake	Liese	Luetkenhaus	May 108
Mays 50	McBride	McKenna	McLuckie	Merideth
Monaco	Murray	O'Connor	O'Toole	Overschmidt
Parker	Ransdall	Relford	Reynolds	Riley
Rizzo	Scheve	Schilling	Seigfreid	Selby
Shelton	Skaggs	Smith	Surface	Thompson
Treadway	Troupe	Van Zandt	Wagner	Ward
Wiggins	Williams 121	Williams 159	Wilson 25	Wilson 42
Mr. Speaker				

NOES: 070

Akin	Alter	Ballard	Barnett	Bartelsmeyer
Bartle	Bennett	Berkstresser	Black	Blunt
Boatright	Burton	Champion	Chrismer	Cierpiot
Crawford	Dolan	Elliott	Enz	Evans
Foster	Froelker	Gaskill	Gibbons	Graham 106
Gross	Hanaway	Hartzler 123	Hartzler 124	Hegeman
Hendrickson	Hohulin	Holand	Howerton	Kelley 47
King	Klindt	Legan	Linton	Lograsso

Long	Loudon	Luetkemeyer	Marble	McClelland
Miller	Murphy	Myers	Naeger	Nordwald
Ostmann	Patek	Phillips	Pouche 30	Pryor
Purgason	Reinhart	Richardson	Robirds	Ross
Sallee	Schwab	Scott	Secrest	Shields
Summers	Townley	Tudor	Vogel	Wright

PRESENT: 001

Reid

ABSENT WITH LEAVE: 005

Hoppe	Kasten	Levin	Ridgeway	Stokan
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VACANCIES: 001

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1131 - Representative Richardson
House Resolution No. 1132
through
House Resolution No. 1145 - Representatives Gross and Bennett
House Resolution No. 1146 - Representative Davis (122)
House Resolution No. 1147 - Representative Kreider
House Resolution No. 1148 - Representative Ransdall
House Resolution No. 1149 - Representatives Burton, Surface and Marble
House Resolution No. 1150 - Representative Townley
House Resolution No. 1151 - Representative McClelland
House Resolution No. 1152
through
House Resolution No. 1155 - Representative Luetkemeyer
House Resolution No. 1156 - Representative Reynolds
House Resolution No. 1157 - Representative Barnett

SECOND READING OF HOUSE BILLS

HB 2162 and **HB 2163** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 39 was read the second time.

SECOND READING OF SENATE JOINT RESOLUTION

SJR 50 was read the second time.

SECOND READING OF SENATE BILLS

SS SCS SB 577, **SS SB 902** and **SS SCS SB 925** were read the second time.

COMMITTEE REPORT

Committee on Rules, Joint Rules and Bills Perfected and Printed, Chairman Crump reporting:

Mr. Speaker: Your Committee on Rules, Joint Rules and Bills Perfected and Printed, to which was referred **HCS HB 1698** and **HCS HB 1967**, begs leave to report it has examined the same and finds them to be truly perfected and that the printed copies thereof furnished the members are correct.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HCS HB 1569 - Fiscal Review (Fiscal Note)

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1113, relating to appropriations, was taken up by Representative Green.

On motion of Representative Green, **HCS HB 1113** was adopted.

On motion of Representative Green, **HCS HB 1113** was ordered perfected and printed.

HB 1121, relating to appropriations, was taken up by Representative Franklin.

On motion of Representative Franklin, **HB 1121** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 1881, relating to state highways and road system, was taken up by Representative Auer.

Representative Blunt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1881, Page 5, Section 227.020, Line 133, by inserting after said line the following:

“subject to appropriation from general revenue”.

Representative Gratz offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Bill No. 1881, Page 5, Section 227.020, Line 133, by inserting after said line the following:

“, provided that state reimbursement shall not exceed the average state reimbursement for non-interstate roads.”.

Representative Dougherty assumed the Chair.

Representative Blunt offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Bill No. 1881, Page 5, Section 227.020, Line 133, by inserting after “roads” the following:

“This payment shall be subject to appropriation from general revenue.”.

Representative Blunt moved that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 062

Akin	Alter	Auer	Ballard	Barnett
Bartelsmeyer	Bartle	Berkstresser	Black	Blunt
Boatright	Burton	Champion	Chrismer	Cierpiot
Crawford	Dolan	Elliott	Enz	Evans
Foster	Griesheimer	Gross	Hanaway	Hartzler 123
Hartzler 124	Hegeman	Hohulin	Howerton	Kelley 47
King	Klindt	Legan	Long	Loudon
Luetkemeyer	Luetkenhaus	Marble	Miller	Murphy
Myers	Naeger	Nordwald	Ostmann	Patek
Phillips	Pryor	Purgason	Reinhart	Richardson
Robirds	Sallee	Schwab	Scott	Secrest
Shields	Summers	Surface	Townley	Tudor
Vogel	Wright			

NOES: 092

Abel	Barry 100	Bennett	Berkowitz	Bonner
Boucher 48	Boykins	Bray 84	Britt	Brooks
Campbell	Clayton	Crump	Curls	Davis 122
Davis 63	Days	Dougherty	Farnen	Fitzwater
Foley	Ford	Franklin	Fraser	Froelker
Gambaro	Gaskill	George	Gibbons	Graham 106
Graham 24	Gratz	Green	Gunn	Hagan-Harrell
Hampton	Harlan	Hendrickson	Hickey	Hilgemann
Holand	Hollingsworth	Hosmer	Kelly 27	Kennedy
Kissell	Koller	Kreider	Lakin	Lawson

Leake	Liese	Linton	Lograsso	May 108
Mays 50	McBride	McClelland	McKenna	McLuckie
Merideth	Monaco	Murray	O'Connor	O'Toole
Overschmidt	Parker	Ransdall	Relford	Reynolds
Riley	Rizzo	Ross	Scheve	Schilling
Seigfreid	Selby	Shelton	Skaggs	Smith
Thompson	Treadway	Troupe	Van Zandt	Wagner
Ward	Wiggins	Williams 121	Williams 159	Wilson 25
Wilson 42	Mr. Speaker			

PRESENT: 001

Reid

ABSENT WITH LEAVE: 007

Backer	Hoppe	Kasten	Levin	Pouche 30
Ridgeway	Stokan			

VACANCIES: 001

On motion of Representative Gratz, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted by the following vote:

AYES: 136

Abel	Akin	Alter	Auer	Ballard
Barnett	Barry 100	Bartelsmeyer	Bartle	Bennett
Berkowitz	Berkstresser	Black	Blunt	Boatright
Bonner	Boucher 48	Boykins	Britt	Brooks
Burton	Campbell	Chrismer	Cierpiot	Clayton
Crawford	Crump	Curls	Davis 122	Davis 63
Dolan	Elliott	Evans	Farnen	Fitzwater
Foley	Ford	Foster	Franklin	Froelker
Gambaro	Gaskill	George	Graham 106	Graham 24
Gratz	Green	Griesheimer	Gross	Gunn
Hampton	Hartzler 123	Hartzler 124	Hegeman	Hickey
Hilgemann	Hohulin	Holand	Hollingsworth	Hosmer
Howerton	Kelley 47	Kelly 27	Kennedy	King
Kissell	Klindt	Koller	Kreider	Lakin
Lawson	Leake	Legan	Liese	Linton
Long	Loudon	Luetkemeyer	Luetkenhaus	Marble
May 108	Mays 50	McBride	McClelland	McKenna
Merideth	Miller	Monaco	Murray	Myers
Naeger	Nordwald	O'Connor	O'Toole	Ostmann
Overschmidt	Parker	Patek	Phillips	Pouche 30
Pryor	Purgason	Ransdall	Reid	Reinhart
Relford	Reynolds	Richardson	Riley	Rizzo
Robirds	Ross	Sallee	Schilling	Schwab
Scott	Secrest	Selby	Shelton	Shields
Smith	Summers	Surface	Thompson	Treadway
Troupe	Tudor	Vogel	Wagner	Ward
Wiggins	Williams 121	Williams 159	Wilson 42	Wright
Mr. Speaker				

NOES: 017

Bray 84	Days	Enz	Fraser	Gibbons
Hagan-Harrell	Hanaway	Harlan	Hendrickson	McLuckie
Murphy	Scheve	Seigfreid	Skaggs	Townley
Van Zandt	Wilson 25			

PRESENT: 000

ABSENT WITH LEAVE: 009

Backer	Champion	Dougherty	Hoppe	Kasten
Levin	Lograsso	Ridgeway	Stokan	

VACANCIES: 001

Representative Hollingsworth offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1881, Page 19, Section 227.020, Line 643, by inserting after said line the following:

“Section 1. The general assembly directs the Missouri Department of Revenue to study and determine the amount of money contributed by each county and the city of St. Louis to the state road fund and the Missouri Department of Revenue shall compile the information in a report to be presented to the general assembly and the governor no later than December 1, 2000. Such report shall contain all requested findings and shall detail the fiscal principles and assumptions used to arrive at such findings.”.

Representative O'Toole offered **House Substitute Amendment No. 1 for House Amendment No. 2.**

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

Speaker Pro Tem Kreider resumed the Chair.

Representative Hollingsworth moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 076

Abel	Akin	Alter	Auer	Barry 100
Bennett	Bonner	Boucher 48	Boykins	Bray 84
Brooks	Campbell	Curls	Davis 63	Days
Dolan	Dougherty	Enz	Evans	Farnen
Foley	Ford	Fraser	Gambaro	George
Gibbons	Green	Griesheimer	Gross	Gunn
Hagan-Harrell	Hanaway	Hendrickson	Hickey	Hilgemann
Holand	Hollingsworth	Hosmer	Kennedy	Kissell
Lakin	Liese	Linton	Loudon	Luetkenhaus
May 108	Mays 50	McClelland	McKenna	McLuckie
Merideth	Monaco	Murphy	Murray	O'Connor
O'Toole	Patek	Reid	Reynolds	Riley
Rizzo	Ross	Scheve	Schilling	Secrest
Selby	Shelton	Skaggs	Smith	Thompson
Treadway	Troupe	Van Zandt	Wagner	Wilson 42
Mr. Speaker				

NOES: 079

Ballard	Barnett	Bartelsmeyer	Bartle	Berkowitz
Berkstresser	Black	Blunt	Boatright	Britt
Burton	Champion	Chrismer	Cierpiot	Clayton
Crawford	Crump	Davis 122	Fitzwater	Foster
Franklin	Froelker	Gaskill	Graham 106	Graham 24
Gratz	Hampton	Harlan	Hartzler 123	Hartzler 124
Hegeman	Hohulin	Howerton	Kelley 47	Kelly 27

King	Klindt	Koller	Kreider	Lawson
Leake	Legan	Lograsso	Long	Luetkemeyer
Marble	McBride	Miller	Myers	Naeger
Nordwald	Ostmann	Overschmidt	Parker	Phillips
Pouche 30	Pryor	Purgason	Ransdall	Reinhart
Relford	Richardson	Robirds	Sallee	Schwab
Scott	Seigfreid	Shields	Summers	Surface
Townley	Tudor	Vogel	Ward	Wiggins
Williams 121	Williams 159	Wilson 25	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 007

Backer	Elliott	Hoppe	Kasten	Levin
Ridgeway	Stokan			

VACANCIES: 001

Representative Evans offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1881, Page 16, Section 227.020, Line 539, by adding after the “.”, all of the following:

“Beginning at Highway 70 South to Olive Avenue, once the Highway 141, West County Expressway to Page Avenue construction project is completed, maintenance of this project shall be required of the Missouri Department of Transportation.”.

Representative Evans moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 057

Abel	Akin	Alter	Auer	Barry 100
Burton	Chrismer	Curls	Davis 63	Dolan
Dougherty	Enz	Evans	Farnen	Foley
Ford	Froelker	George	Gibbons	Green
Griesheimer	Gross	Hanaway	Hartzler 123	Hegeman
Hendrickson	Hickey	Hilgemann	Howerton	Kelley 47
Kennedy	Kissell	Kreider	Legan	Liese
Linton	Loudon	May 108	McClelland	McKenna
Murray	Nordwald	O'Connor	O'Toole	Ostmann
Overschmidt	Reid	Reynolds	Richardson	Riley
Sallee	Schwab	Secrest	Shelton	Shields
Treadway	Wilson 42			

NOES: 094

Ballard	Barnett	Bartelsmeyer	Bartle	Bennett
Berkowitz	Berkstresser	Black	Blunt	Boatright
Bonner	Boucher 48	Boykins	Bray 84	Britt
Campbell	Champion	Cierpiot	Clayton	Crawford
Crump	Davis 122	Days	Elliott	Foster
Franklin	Fraser	Gambara	Gaskill	Graham 106
Graham 24	Gratz	Gunn	Hagan-Harrell	Hampton
Harlan	Hartzler 124	Hohulin	Hollingsworth	Hosmer
Kelly 27	King	Klindt	Koller	Lakin
Lawson	Leake	Lograsso	Luetkemeyer	Luetkenhaus
Marble	Mays 50	McBride	McLuckie	Merideth
Miller	Monaco	Myers	Naeger	Parker

Patek	Phillips	Pouche 30	Pryor	Purgason
Ransdall	Reinhart	Relford	Rizzo	Robirds
Ross	Scheve	Schilling	Scott	Seigfreid
Selby	Skaggs	Smith	Summers	Surface
Thompson	Townley	Troupe	Tudor	Van Zandt
Vogel	Wagner	Ward	Wiggins	Williams 121
Williams 159	Wilson 25	Wright	Mr. Speaker	

PRESENT: 002

Brooks Holand

ABSENT WITH LEAVE: 009

Backer	Fitzwater	Hoppe	Kasten	Levin
Long	Murphy	Ridgeway	Stokan	

VACANCIES: 001

Representative Crawford offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Bill No. 1881, Page 19, Section 227.020, Line 643, by inserting after said line the following:

“Section 1. In any county of the third classification without a township form of government and a population of at least 12,200 and not more than 12,300, the state shall assume control of and responsibility for Jacket Factory Road and for Industrial Road, running between state highway 50 and state highway 87.”; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Crawford moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Purgason offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Bill No. 1881, Page 9, Section 227.020, Line 274, by adding after said line the following:

“Beginning on State Route BB proceeding 3 miles on County Road 1540 to U.S. Highway 63. Beginning on U.S. Highway 160 proceeding 2 miles on County Road 8620 to State Route 17.”.

Representative Purgason moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Hollingsworth offered **House Amendment No. 6.**

Representative Auer raised a point of order that **House Amendment No. 6** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Auer, **HB 1881, as amended**, was ordered perfected and printed by the following vote:

AYES: 087

Abel	Akin	Auer	Barry 100	Bennett
Blunt	Bonner	Boucher 48	Boykins	Bray 84
Brooks	Campbell	Chrismer	Clayton	Curls
Davis 122	Davis 63	Days	Dolan	Dougherty
Enz	Evans	Farnen	Fitzwater	Foley
Ford	Franklin	Fraser	Gambaro	George
Gibbons	Graham 24	Green	Griesheimer	Gross
Gunn	Hagan-Harrell	Hampton	Hanaway	Harlan
Hickey	Hilgemann	Holand	Hollingsworth	Hosmer
Kennedy	Kissell	Kreider	Lakin	Lawson
Liese	Linton	Loudon	Luetkenhaus	May 108
Mays 50	McClelland	McKenna	McLuckie	Monaco
Murphy	Murray	O'Connor	O'Toole	Ostmann
Overschmidt	Ransdall	Reid	Relford	Reynolds
Riley	Rizzo	Scheve	Schilling	Secrest
Selby	Shelton	Skaggs	Smith	Thompson
Treadway	Troupe	Van Zandt	Williams 121	Wilson 25
Wilson 42	Mr. Speaker			

NOES: 065

Alter	Ballard	Barnett	Bartelsmeyer	Bartle
Berkowitz	Berkstresser	Black	Boatright	Britt
Champion	Cierpiot	Crawford	Crump	Elliott
Foster	Gaskill	Graham 106	Gratz	Hartzler 123
Hartzler 124	Hegeman	Hendrickson	Hohulin	Howerton
Kelley 47	Kelly 27	King	Klindt	Koller
Leake	Legan	Lograsso	Long	Luetkemeyer
Marble	McBride	Merideth	Miller	Myers
Naeger	Parker	Patek	Phillips	Pouche 30
Pryor	Purgason	Reinhart	Richardson	Robirds
Ross	Sallee	Schwab	Scott	Seigfreid
Shields	Summers	Surface	Townley	Tudor
Vogel	Ward	Wiggins	Williams 159	Wright

PRESENT: 000

ABSENT WITH LEAVE: 010

Backer	Burton	Froelker	Hoppe	Kasten
Levin	Nordwald	Ridgeway	Stokan	Wagner

VACANCIES: 001

Representative Scott requested verification of the roll call on the perfection of **HB 1881, as amended**.

HCS HBs 1489, 1488 & 1650, relating to immunizations of school children, was taken up by Representative Kennedy.

Representative Kennedy offered **HS HCS HBs 1489, 1488 & 1650**.

Representative Dolan offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Representative Barry offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 1489, 1488 & 1650, Page 4, Section 167.181, Line 8, by inserting immediately after said line the following:

“167.629. 1. As used in this section, the following terms mean:

- (1) "Director", the director of the department of health;**
- (2) "Health assessment", a physical examination including determinations of health history, urinalysis, hemoglobin/hematocrit, basic cardiac assessment, pulmonary/respiratory function, hearing ability, vision ability, nutrition adequacy, and appropriate growth and development;**
- (3) "Health facility", the same meaning as in chapter 197, RSMo;**
- (4) "Local health department", any municipal, county or other board of health having jurisdiction over the place where any pupil affected by this section may reside;**
- (5) "Nurse", a person licensed to practice professional nursing, as that term is defined in section 335.016, RSMo;**
- (6) "Physician", the same meaning as in chapter 334, RSMo.**

2. Subject to the provisions of subsections 4 and 7 of this section, on and after September 1, 2001, every pupil up to the age of eleven years who has not previously enrolled in any public school in this state, prior to admission to and attendance in school, shall present to the appropriate school board the results of a health assessment, pursuant to subsection 7 of this section, which assessment shall have been conducted within twelve months of school entry by a physician or by a person acting under the direction of a physician. Information contained in the health assessment shall be confidential and shall not be disclosed or made public beyond that necessary pursuant to this section, except that:

- (1) Information contained in the health assessment may be disclosed to school board personnel but only to the extent necessary to administer this section and protect the health of the pupil;**
- (2) If a medical emergency exists, the information contained in the health assessment may be disclosed to medical personnel to the extent necessary to protect the health of the pupil;**
- (3) If the parent or guardian of a pupil under eighteen years of age consents to the disclosure of the information contained in the health assessment or, if the pupil is eighteen years of age or older, if the pupil consents to the disclosure of the information; or**
- (4) If no person can be identified in the information to be disclosed and the disclosure is for statistical purposes.**

3. As an alternative to the health assessment required pursuant to subsection 2 of this section, a pupil shall present:

- (1) A written statement signed by one parent or guardian that the child is an adherent of a religious denomination whose religious teachings are opposed to such assessments; or**
- (2) A written statement signed by one parent or guardian that such assessment will be scheduled and completed within ninety days after admission to school.**

4. Prior to the commencement of each public school year, the school board of every public school affected by this section shall give to all known pupils who will be enrolling in the school and who are subject to the requirements of subsection 2 or 3 of this section, a copy of any policy regarding the implementation of the provisions of this section adopted by the school board.

5. If a pupil transfers from one public school to another, the school board of the school from which the pupil transfers shall forward with the pupil's transcript, upon request of the parent or guardian of the pupil therefor, the results of the health assessment showing evidence of compliance with the requirements of this section to the school board of the school to which the pupil transfers.

6. Local health departments and health facilities may charge a sliding fee for providing such health assessments based on ability to pay and no pupil shall be denied the health assessment due to inability to pay. The local health officer shall counsel and advise local school boards on the administration of this section. The director may adopt rules and regulations to award grants to assist local health departments and health facilities in providing such health assessments, subject to appropriations.

7. The director may adopt rules and regulations necessary to carry out the provisions of this section, but shall not prescribe a form on which the results of health assessments are reported.

8. The school board of every public school affected by this section may exclude from school attendance, or by policy adopted by any such school board authorize any certificated employee or committee of certificated employees to exclude from school attendance, any pupil who is subject to and who has not complied with the requirements of subsection 2 or 3 of this section. A pupil shall be subject to exclusion from school attendance pursuant to this section until such time as the pupil shall have complied with the requirements of subsection 2 or 3 of this section. The policy shall include provisions for written notice to be given to the parent or guardian of the involved pupil. The notice shall indicate the reason for the exclusion from school attendance, state that the pupil shall continue to be excluded until the pupil has complied with the requirements of subsection 2 or 3 of this section and inform the parent or guardian that a hearing thereon shall be afforded the parent or guardian upon request for a hearing.

9. The school board may adopt any additional requirements to any health assessment conducted pursuant to this section that it deems necessary.

10. No rule or portion of a rule promulgated pursuant to this section shall take effect unless such rule has been promulgated pursuant to chapter 536, RSMo.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Reid raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Barry moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Dolan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill Nos. 1489, 1488 & 1650, Page 2, Section 167.181.3, Line 24, by inserting after the word “beliefs” the following:

“**philosophical beliefs**”; and

Further amend said subsection, Page 3, Line 1, by adding after the word “objection” the following:

“**is philosophical, a notarized statement must also be provided annually to the school administration. If the objection**”.

Speaker Gaw assumed the Chair.

Representative Legan offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Substitute for House Committee Substitute for House Bill Nos. 1489, 1488 & 1650, Page 2, Section 167.181, Line 24, by inserting after the word “beliefs” the following:

“**philosophical beliefs**”; and

Further amend said bill: “**In cases where any such objection is philosophical, a notarized statement must also be provided to the school administrator.**”.

HCS HBs 1489, 1488 & 1650, with House Substitute Amendment No. 1 for House Amendment No. 2, House Amendment No. 2 and HS, pending, was laid over.

SUPPLEMENTAL CALENDAR
April 17, 2000

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1811 - Kreider
- 2 HB 1464 - Ransdall
- 3 HCS HB 1927 - Wiggins
- 4 HB 1326 - Mays (50)
- 5 HCS HB 1961 - Fraser
- 6 HB 1768 - Ward
- 7 HB 1712 - McKenna

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 577 - Environment and Energy
SB 610 - Transportation

COMMITTEE REPORTS

Committee on Consumer Protection and Housing, Chairman Schilling reporting:

Mr. Speaker: Your Committee on Consumer Protection and Housing, to which was referred **SCS SB 721**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Criminal Law, Chairman Hosmer reporting:

Mr. Speaker: Your Committee on Criminal Law, to which was referred **SCS SB 530**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Local Government and Related Matters, Chairman Hoppe reporting:

Mr. Speaker: Your Committee on Local Government and Related Matters, to which was referred **SCS SB 542**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Miscellaneous Bills and Resolutions, Chairman O'Toole reporting:

Mr. Speaker: Your Committee on Miscellaneous Bills and Resolutions, to which was referred **HCR 22**, begs leave to report it has examined the same and recommends that it **Do Pass**.

House Concurrent Resolution No. 22

WHEREAS, last session, in Senate Bill No. 386, the general assembly recognized changes made by the United States Congress to Section 451(h) of the Internal Revenue Code, which allow for favorable tax treatment for those pre-October 22, 1998, lottery winners currently receiving annual payments from annuities or securities who elect to receive a single cash payment of the remaining value of their prize within the eighteen-month period between July 1, 1999, and December 31, 2000; and

WHEREAS, as a result of the passage of Senate Bill No. 386 and the signature of such bill by the governor, section 313.351 became law effective August 28, 1999; and

WHEREAS, section 313.351 allows the state lottery commission to authorize pre-October 22, 1998, lottery winners currently receiving annual payments from annuities or securities to elect a single cash payment in lieu of remaining annual payments upon presentation of a plan to the general assembly and receipt of approval therefor from the general assembly by concurrent resolution; and

WHEREAS, the state lottery commission has submitted to the speaker of the house of representatives, the president pro tempore of the senate and the commissioner of the office of administration the details of its plan to allow state lottery prize winners who are currently receiving annual payments to receive the present value of the remaining payments at the date of execution a single cash payment in lieu of remaining annual payments pursuant to Section 451(h) of the Internal Revenue Code; and

WHEREAS, the plan specifies all details required by section 313.351, including details on obtaining the funds necessary to present the option of single cash payments to pre-October 22, 1998, lottery winners, data indicating fifty percent of such winners will choose a lump-sum option, data indicating that a one-time increase of total state revenues would occur in an approximate amount of four million six hundred thousand dollars and the lottery's belief that offering the single cash payments will provide a valuable service to lottery winners:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri House of Representatives of the Ninetieth General Assembly, Second Regular Session, the Senate concurring therein, hereby determine that the state lottery commission's plan complies with the requirements of section 313.351, and that approving such plan will provide a valuable service to lottery winners which, in turn, will serve to further education in this state; and

BE IT FURTHER RESOLVED that the members of the Missouri House of Representatives of the Ninetieth General Assembly, Second Regular Session, the Senate concurring therein, hereby approve the state lottery commission's plan for implementing lump-sum payments for pre-October 21, 1998, lottery winners.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2164, introduced by Representative Blunt, relating to prosecution of election offenses.

HB 2165, introduced by Representatives Crawford, Surface, Graham (106) and Wright, to authorize the conveyance of certain property.

HB 2166, introduced by Representatives Crawford, Surface, Graham (106) and Wright, relating to the conveyance and easement of certain state property.

ADJOURNMENT

On motion of Representative Crump, the House adjourned until 10:00 a.m., Tuesday, April 18, 2000.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Fifty-third Day, Wednesday, April 12, 2000, pages 921 and 922, roll call, by showing Representative Gross voting "aye" rather than "absent with leave".

Correct House Journal, Fifty-fourth Day, Thursday, April 13, 2000, page 946, roll call, by showing Representative Franklin voting "aye" rather than "absent with leave".

Pages 947 and 948, roll call, by showing Representative Days voting "aye" rather than "absent with leave".

Pages 948 and 949, roll call, by showing Representative Bennett voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

CIVIL AND ADMINISTRATIVE LAW

Wednesday, April 19, 2000, 8:00 am. Hearing Room 1. AMENDED.

To be considered - SB 944, SB 1051, Executive Session - SB 617, Executive Session - SB 757

COMMERCE

Tuesday, April 18, 2000. Hearing Room 3 upon morning adjournment.

Executive Session may follow.

To be considered - SB 802, SB 867

CRIMINAL LAW

Wednesday, April 19, 2000. Hearing Room 1 upon morning adjournment.
To be considered - HB 1188, HB 2103, SB 934

ENVIRONMENT AND ENERGY

Tuesday, April 18, 2000. Side gallery upon morning adjournment.
Executive Session.

JOINT COMMITTEE ON ECONOMIC DEVELOPMENT, POLICY AND PLANNING

Thursday, April 20, 2000, 8:30 am. Hearing Room 1.
Enterprise zones. Regarding application extensions.

JUDICIARY

Tuesday, April 18, 2000. Hearing Room 5 upon morning adjournment.
Executive Session to follow. AMENDED.
To be considered - SB 678

LOCAL GOVERNMENT AND RELATED MATTERS

Tuesday, April 18, 2000. Hearing Room 7 upon morning adjournment.
Executive Session may follow.
To be considered - SB 760, SB 868, SB 946, SB 1050

MISCELLANEOUS BILLS AND RESOLUTIONS

Thursday, April 20, 2000, 9:00 am. Hearing Room 4.
To be considered - HCR 31, HCR 34, HR 504, HR 550, HR 557, HR 573

MOTOR VEHICLE AND TRAFFIC REGULATIONS

Tuesday, April 18, 2000. Hearing Room 1 upon morning adjournment.
Executive Session to follow.
To be considered - SB 1053

PUBLIC SAFETY AND LAW ENFORCEMENT

Tuesday, April 18, 2000, 8:00 am. Hearing Room 6.
Executive Session will follow.
To be considered - SB 756, SB 763, SB 806

SUBCOMMITTEE ON ENVIRONMENT AND ENERGY

Tuesday, April 18, 2000, 9:00 am. Senator Westfall's office Room 220.
To be considered - SB 558

SUBCOMMITTEE ON PUBLIC HEALTH

Wednesday, April 19, 2000, 8:30 am. Hearing Room 4.
Discussing mental health ombudsman legislation.

WAYS AND MEANS

Tuesday, April 18, 2000, 1:00 pm. Hearing Room 6.

Executive Session. To be considered - HB 1745, HB 2142

HOUSE CALENDAR

FIFTY-SIXTH DAY, TUESDAY, APRIL 18, 2000

HOUSE BILLS FOR SECOND READING

HB 2164 and HB 2166

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Graham (24)
- 2 HJR 42 - Williams (121)
- 3 HJR 45 - May (108)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1932 - Harlan
- 2 HB 1728, HCA 1 - Backer
- 3 HCS HB 1762 - Williams (159)
- 4 HCS HB 1489, 1488 & 1650, HSA 1 for HA 2, HA 2, and HS, pending - Kennedy
- 5 HCS HB 1811 - Kreider
- 6 HB 1464 - Ransdall
- 7 HCS HB 1927 - Wiggins
- 8 HB 1326 - Mays (50)
- 9 HCS HB 1961 - Fraser
- 10 HB 1768 - Ward
- 11 HB 1712 - McKenna
- 12 HB 2011 - Overschmidt
- 13 HCS HB 1747 - Barry
- 14 HCS HB 1888 - Wilson (42)
- 15 HB 2102 - Hampton
- 16 HB 1066, HCA 1 - Riback Wilson (25)
- 17 HB 1394 - Murray
- 18 HB 1159 - Boucher
- 19 HB 1280 - Clayton
- 20 HB 1502 - Smith
- 21 HCS HB 1547 - Scheve
- 22 HCS HB 1962, 1943, 1425 & 1419 - Dougherty
- 23 HB 1546 - Smith
- 24 HCS HB 1606 - Bray
- 25 HCS HB 1225 - Hosmer
- 26 HCS HB 1540 - Green
- 27 HCS HB 1942 - Liese
- 28 HCS HB 1578 - Shelton

- 29 HB 2056 - Gunn
- 30 HCS HB 1718 - Smith
- 31 HCS HB 1966 - Hosmer
- 32 HCS HB 1997 - Smith
- 33 HCS HB 1336 - Lakin
- 34 HCS HB 1780 - Liese
- 35 HCS HB 1816 - Hosmer
- 36 HCS HB 1357 - Bonner
- 37 HB 1872 - Seigfreid
- 38 HCS HB 1674 - Graham (24)
- 39 HCS HB 1154 - Boucher
- 40 HCS HB 2114 - Hoppe

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1362, HS, as amended, pending - Harlan
- 2 HCS HB 1602, as amended - Leake
- 3 HCS HB 1143, as amended - Scheve
- 4 HCS HB 1574 & 1640 - Britt

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1946 - Dougherty

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

- 1 HCS HB 1113 - Green
- 2 HB 1121 - Franklin

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1711, (Fiscal Review, 4-12-00) - Abel
- 2 HCS HB 1569, (Fiscal Review, 4-17-00) - Bray
- 3 HB 1472 - Smith
- 4 HCS HB 1967, E.C. - Hoppe
- 5 HCS HB 1698, E.C. - Shelton

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1828 - Gross
- 2 HB 1095 - Richardson
- 3 HB 1358 - Loudon
- 4 HB 1275 - Chrismer

HOUSE BILLS FOR THIRD READING - CONSENT - INFORMAL

- 1 HB 1825 - Klindt
- 2 HB 1685 - Smith

SENATE BILL FOR THIRD READING - INFORMAL

HCS SS SB 549, HS, pending - Van Zandt

HOUSE RESOLUTION

HR 91, (2-24-00, pgs. 397 & 398) - Crawford